



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Re the Application of:

WASHIZU, Masao et al.

Serial No.: 09/833,566

Filed: April 13, 2001

Group Art Unit: 1753

Examiner: Kaj K OLSEN

P.T.O. Confirmation No.: 2583

FOR: ELECTRODE FOR DIELECTROPHOTRETIC APPARATUS,
DIELECTROPHOTRETIC APPARATUS, METHOD FOR
MANUFACTURING THE SAME, AND METHOD FOR SEPARATING
SUBSTANCES USING THE ELECTRODE OR DIELECTROPHORETIC
APPARATUS

#7/wm.
8/29/03

RESPONSE TO THE RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: August 26, 2003

Sir:

This is in response to the Office Action of August 18, 2003, requiring restriction among four (4) alleged inventions under the provisions of 35 USC § 121.

In the Action, the examiner made a restriction requirement among the inventions of **Group I** drawn to an electrode (claims 1-13); **Group II** drawn to a dielectrophoretic apparatus (claims 14, 22-24 and 29); **Group III** drawn to a method of separating substances (claims 15-21 and 27-28); and **Group IV** drawn to a method of manufacturing apparatus (claims 25 and 26).

Applicants hereby provisionally elect **Group III, that is, claims 15-21, and 27-28** for examination on the merits in this application. Applicants reserve the right to file one or

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Response dated 8/26/03

more divisional applications directed to the subject matter of the non-elected claims.

Favorable consideration of the subject application is respectfully requested.

In the event this paper is not timely filed, the undersigned hereby petitions for an appropriate extension of time. The fee for this extension may be charged to Deposit Account No. 01-2340, along with any other additional fees which may be required with respect to this response.

Respectfully submitted,

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DWH/nk

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PATENT TRADEMARK OFFICE